



QUEENS COUNTY DISTRICT ATTORNEY

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The following information is provided pursuant to the People's obligations under CPL §245.20(k) and is obtained from the files of the Queens County District Attorney's Office as well as from data maintained by the New York City Police Department. Additionally, in a spirit of full disclosure consistent with our obligations under CPL §§245.20(7) and 245.55, additional material obtained from non-law enforcement sources may also be included below. The fact that this additional information is hereby disclosed is not to be taken as a concession that its disclosure is compelled under CPL Article 245.

The information below pertains to **Sergeant Donald Schneider, Shield No. 02141** whom the People intend to call as a witness in the above captioned hearing/trial.

CIVIL:

SERGEANT DONALD SCHNEIDER WAS LISTED AS A DEFENDANT IN THE FOLLOWING CIVIL LAWSUITS:

1. **CACUCCIOLO, GRACE v. City of New York et. al.**, INDEX NO. 120861/2003, New York, Supreme Ct.
2. **DAVIS, DESMOND v. City of New York et. al.**, INDEX NO. 12CV04714, Eastern District NY
3. **ESPADA, DOMINICK v. P.O. DONALD SCHNEIDER et. al.**, INDEX NO. 05CIV7790, Southern District NY
4. **FARRELL, WINSTON v. City of New York et. al.**, INDEX NO. 07CV04052, Southern District NY
5. **HAQUE, AZAHAR v. City of New York et. al.**, INDEX NO. 12CV03285, Eastern District NY
6. **MITCHELL, DELORES v. City of New York et. al.**, INDEX NO. 161543/2018, New York Supreme Ct.

Please note that additional information regarding lawsuits, if desired, is available from a variety of public data bases.

DISCIPLINARY MATTER(S)

After CCRB investigations stemming out of unrelated case(s), the following recommendations were found by the assigned CCRB investigator(s) for **Sgt. David Schneider**:

Arising out of an incident that occurred on December 3rd, 2011, the investigator cited one count of "Other Misconduct," in that the officer failed to ensure that stop and frisk reports were produced.

This officer was also the subject of allegations that were found to be, “unsubstantiated” following an investigation. The District Attorney is not in actual possession of any documentation supporting these allegations and are informed by representatives of the NYPD and CCRB that they are currently unable to provide such documents for CPL §245.20 disclosure. Under our discovery obligation defined in CPL §245.20(1)(k), we disclose only allegations that are either pending or have been substantiated. There is no controlling authority that requires the disclosure of an unsubstantiated allegation, but we bring their existence to your attention pursuant to the presumption of openness required under CPL §245.20(7).

Please note that additional information regarding this officer’s CCRB disciplinary history may be available at <https://www1.nyc.gov/site/ccrb/policy/MOS-records.page>.

Please note that additional information regarding this officer’s NYPD disciplinary history may be available at <https://nypdonline.org/link/2>.

The People reserve the right to move in *limine* to preclude or limit reference to this information in any further proceedings in this prosecution.